

House File 250 - Introduced

HOUSE FILE 250
BY COMMITTEE ON COMMERCE

(SUCCESSOR TO HSB 34)

A BILL FOR

1 An Act relating to the application for a certificate of
2 franchise authority applicable to the provision of video
3 services and including effective date provisions.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 477A.1, subsection 16, Code 2023, is
2 amended to read as follows:

3 16. "*Video service*" means video programming services
4 provided by a competitive video service provider through
5 wireline facilities owned, controlled, constructed, or operated
6 by the provider of such video service and located at least in
7 part in the public right-of-way without regard to delivery
8 technology, including internet protocol technology. "*Video*
9 *service*" does not include any video of the following:

10 a. Video programming provided by a provider of commercial
11 mobile service as defined in 47 U.S.C. §332, ~~or cable.~~

12 b. Cable service provided by an incumbent cable provider or
13 a competitive cable service provider ~~or any.~~

14 c. Video programming provided by a provider of
15 direct-to-home satellite services as defined in 47 U.S.C.
16 §303(v) and that are transmitted from a satellite directly to a
17 customer's premises without using or accessing any portion of
18 the public right-of-way.

19 d. Any video programming ~~provided solely as part of, and~~
20 ~~accessed~~ via, a service that enables users to access content,
21 information, electronic mail, or other services offered over
22 the ~~public~~ internet, including digital audio-visual works.

23 Sec. 2. EFFECTIVE DATE. This Act, being deemed of immediate
24 importance, takes effect upon enactment.

25 EXPLANATION

26 The inclusion of this explanation does not constitute agreement with
27 the explanation's substance by the members of the general assembly.

28 This bill modifies the definition of "video service"
29 applicable to a competitive video service provider applying for
30 a certificate of franchise authority to provide cable and video
31 services.

32 The bill excludes video programming offered by a provider
33 of direct-to-home satellite services as video service. The
34 bill also excludes digital audio-visual works offered over the
35 internet as video service.

1 The bill takes effect upon enactment.